IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1136 OF 2007
IN
CRIMINAL APPEAL NO. 767 OF 2007

Shri Chandra Mohan Halwasia ..Applicant

Vs.

The State of Maharashtra ..Respondent

Mr. Mahesh A. Thaker for applicant.
Ms. S.V. Gajare, APP for State.

CORAM: B.H. MARLAPALLE, J.

Date : October 10, 2007.

P.C.:

1. While Criminal Appeal No. 767 of 2007 was admitted against the order of acquittal passed by the Lower Appellate Court, it was directed that the action under Section 390 of Cr.P.C. shall be taken by the trial court. Consequently, the trial court has taken the applicant in custody, but perhaps he was not released on bail. After the accused surrenders on admission of the appeal against acquittal, the trial court is expected to release the accused on bail and even in the instant case the co-accused Shri Debi

Prasanna Chatterjee was not released on bail and, therefore, he approached this court and filed Criminal Application No. 1104 of 2007.

2. The application is hereby allowed and the applicant is directed to be released on bail on his furnishing PR bond in the sum of Rs.5000/- unless he is not required in any other case.

(B.H. Marlapalle,J.)